

**6515. Adulteration and misbranding of vinegar. U. S. \* \* \* v. Derwood Dawson and L. Jacob Dawson (Dawson Bros. Mfg. Co.). Plea of guilty. Fine, \$50. (F. & D. No. 8814. I. S. No. 2563-p.)**

On April 2, 1918, the United States attorney for the Northern District of Georgia, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against Derwood Dawson and L. Jacob Dawson, doing business as Dawson Bros. Mfg. Co., Atlanta, Ga., alleging shipment by said defendants, in violation of the Food and Drugs Act as amended, on or about December 2, 1916, from the State of Georgia into the State of Florida, of a quantity of an article labeled in part, "Georgia Belle Brand Pure Apple Cider Vinegar," which was adulterated and misbranded.

Analysis of a sample of the article by the Bureau of Chemistry of this department showed the following results, expressed as grams per 100 cc except when otherwise stated:

Alcohol.....	0.25
Glycerol.....	.12
Solids.....	1.33
Nonsugar solids.....	1.03
Reducing sugar as invert after evaporation before inversion.....	.30
Ash.....	.23
Ash in nonsugar solids (per cent).....	22.3
Acidity, as acetic.....	4.54
Lead precipitate.....	Normal.
Net contents.....	1 pint 3.6 fluid ounces.

Sample consists of a mixture of cider vinegar with distilled vinegar or dilute acetic acid.

Adulteration of the article was alleged in the information for the reason that a substance, to wit, either distilled vinegar or dilute acetic acid, had been mixed and packed therewith so as to lower or reduce and injuriously affect its quality and strength, and had been substituted in part for pure apple cider vinegar reduced to 4 per cent acetic strength, which the article purported to be.

Misbranding of the article was alleged for the reason that the statements, to wit, "Pure Apple Cider Vinegar Reduced to 4% Acetic Strength," and "Net Contents 1 Pt. 4 Fluid Oz.," borne on the labels attached to the bottles containing the article regarding it and the ingredients and substances contained therein, were false and misleading in that they represented that the article was pure apple cider vinegar reduced to 4 per cent acetic strength and that said bottles each contained 1 pint, 4 fluid ounces of the article, whereas, in truth and in fact, it was not pure apple cider vinegar reduced to 4 per cent acetic strength, and said bottles each did not contain 1 pint, 4 fluid ounces of the article, but said article was a product composed in part of either distilled vinegar or dilute acetic acid and that said bottles each contained less than 1 pint, 4 fluid ounces of the article. Misbranding of the article was alleged for the further reason that it was food in package form, and the quantity of the contents was not plainly and conspicuously marked on the outside of the package.

On November 12, 1918, the defendants entered pleas of guilty to the information, and the court imposed a fine of \$50.